

**12, 2006**

**(A) The meeting was called to order by the Chairman, Felix Carlone, at 12:35 PM.**

**(B) Approval of the agenda and order of business was accepted on a motion by Mr. Caldwell and seconded by Mr. Furey.**

**(C) The minutes of the 201st meeting were approved on a motion by Mr. Ladouceur and seconded by Mr. Caldwell.**

**(D) Court Case Update: March 2006**

**DEFENDANT FINES RESTITUTION DATE CLAIMANT**

**Boillard 75 - 01/06**

**Camilo 750 4,350 01/06 Aquino**

**Cannone 300 01/06 Domenech**

**Cagle 1,500 01/06 Sowa**

**Giorgio 210 01/06 Benton**

**Giorgio 102 01/06 Marzzone**

**Giorgio 92 01/06 Perez**

**Johnson 1,000 2,000 01/06 Mulhern**

**Lombardi 250 - 01/06**

**McLean 600 01/06 DeBenedetto**

**Valenti 150 01/06 Imondi**

**Aceto 1,500 02/06**

**Andoscia 1,500 895 02/06 Tamayo**

Boillard 75 02/06  
Bonner 50 02/06  
Cantara 1,500 02/06  
Debaene 6,050 02/06 Quadrato  
Giorgio 200 02/06 Benton  
Giorgio 70 02/06 Perez  
Giorgio 111 02/06 Mazzone  
Mikhail 500 02/06  
Rainville 1,000 02/06  
Santana 250 02/06  
Smith 6,500 02/06 Martin  
Souza 150 1,250 02/06 Pietkiewicz  
Valenti 300 02/06 Imondi  
Valletta 200  
Dragon 500  
Giorgio 52 03/06 Mazzone  
Giorgio 105 03/06 Benton  
Giorgio 45 03/06 Perez  
Hart 250  
Sarault 100  
Valenti 150 03/06 Imondi  
Ballou 3,000 3,000 03/06 Desilets  
Perreault 1,500  
Perreault 500  
Perreault 500  
Perreault 325 03/06 Gagnon

**Perreault 500 525 03/06 Vinacco**  
**Perreault 1,750 1.575 03/06 Kociuba**  
**Perreault 2,000 3,875 03/06 Petrucelli**  
**Walsh 500 10,000 03/06 Cineus**  
**TOTAL: \$19,900 \$44,332**

**TOTAL FINES & RESTITUTION: \$64,232**

**(E) Consideration of Cases on Appeal and Oral Argument:**

**(1) 12:40 PM, claim #5205, Millard vs. Beverly, exceptions filed by the respondent. Both parties were present and presented their concerns in respect to the decision reached by the hearing officer. The claimant and chair discussed what was presented at the hearing and being discussed at the appeal. After much discussion the Board, on a motion by the chair and seconded by Mr. Ladouceur, upheld the decision of the hearing officer. Mr. Salisbury abstained from the vote, otherwise everyone voted in favor of the motion;**

**(2) 01:00 PM, claim#5372, Libutti vs. Silva, exceptions filed by the respondent, who failed to appear. The Board upon reviewing the exceptions and questioning the claimant upheld the decision of the hearing officer and ordered the respondent to pay the claimant the amount of \$700. Fines and action on the respondent's registration were also upheld. The motion was made by Mr. Carlone and seconded by Mr. Ladouceur;**

**(3) 01:20 PM, claim #5241, Marciano vs. Knouch, exceptions filed by the claimant. Both parties were in attendance. This was a matter that**

was continued from last month, so that legal counsel could further research aspects of the law and parties could get together to try and resolve the dispute amicably. Legal Counsel for the Board, Kathryn Ryan, provided a memo to the Board on legal questions raised at the last meeting for their review. Because both parties were still working together to resolve this matter, the Board continued this matter indefinitely and unless a resolution cannot be had timely the matter would not come back to the Board, hopefully it will be mutually resolved;

(4) 01:40 PM, registration #853, Robert Durand, R.A. Durand, discussion was on information provided on the web and given to the public. His concern was the agreement reached at the appeal last September, whereby parties settled their dispute momentarily and signed a release. The executive director informed the Board of the process required by law of providing information and filing claims. Concerns as to the release signed and agreed to by the parties. Mr. Durand requested that the Board expunge his record on this claim based on that agreement. Mr. Ladouceur expressed concerns over the number of claims this contractor had filed against his company and disposition those claims. The Chair made a motion to expunge and was seconded by Mr. Caldwell, after more discussion the vote was taken and only (2) were in favor of expungement (6) not in favor, so the motion was denied. A new motion was made by Mr. Ladouceur and seconded by Mr. Gagnon to change the classification on the

claim posted on the web from negligent/improper work to breach of contract. After a short discussion on the motion, this change was unanimously passed. The record will be changed to breach of contract;

(5) 2:00 PM, registration #22397 & #3288, Daniel Dozois, motion to reinstate revoked registration. The registrant, for the 2nd time, failed to appear so the Board passed on the motion;

(6) 2:10 PM, claim #5465, Tine-Romano vs. Eacueo, exceptions filed by the respondent. Both parties were in attendance and Mr. Eacueo explained to the Board that his son who was working for him is now incarcerated due to a drug problem, but did work on this property without his approval or knowledge. Registration #12939, E&E Tile, held by Ed Eacueo does not reflect employees or workers compensation. Question raised by the chair regarding family requirements and legal counsel will provide some further documentation on that matter at the next meeting. The claimant paid Mr. Eacueo's son directly for some of the work performed. Concerns were expressed by many of the Board members of the \$6,800 amount in the order. Clarification regarding \$5,147 paid and the additional \$1,700 provided to the son. In that plumbing work was also done or part of the contract, clarification was necessary to formulate a proper decision on this matter. A motion was made by Mr. Carlone and seconded by Mr. Gianlorenzo to remand the matter back for a

**new Administrative hearing. After further discussion on this the motion carried unanimously;**

**(7) 2:20 PM, claim #5438, Campagnone vs. Eacueo, exceptions filed by the respondent, who was present the claimant did not appear. Exceptions were heard by the Board and upon review a motion was made by Mr. Carlone and seconded by Mr. Ladouceur to uphold the decision of the hearing officer, the motion carried unanimously and the order was upheld and Mr. Eacueo was fined and his registration revoked.**

#### **F) Report of the Executive Director:**

##### **(1) Statistics Report: 4/12/06**

##### **Registrations:**

<b>Number of Registered Contractors</b>	<b>12225</b>
<b>Number of Cards Surrendered</b>	<b>3394</b>
<b>Number of Cards Lapsed</b>	<b>11323</b>
<b>Number of Cards Invalidated</b>	<b>358</b>
<b>Number of Cards Suspended</b>	<b>315</b>
<b>Number of Cards Revoked</b>	<b>44</b>

##### **Registration Actions 3/8/06 – 4/12/06**

<b>Number of New Registered Contractors</b>	<b>213</b>
<b>Number of Renewed Contractors</b>	<b>12012</b>
<b>Number of Cards Surrendered</b>	<b>47</b>

Registrations Invalidated	1
Registrations Suspended	17
Registrations Revoked	5

**Claims: 3/8/06 – 4/12/06**

**Administrative Appeals**

**4**

Board Appeals	6
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Address Trace	43	Awaiting Further Action
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**56**

**Court**

**197**

**Disposed**

**4594**

Final Orders	94
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Hearings	50
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Out of State Services	53	Proposed Orders	14
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**Under Investigation**

**183**

**TOTAL CLAIMS FILED WITH THE BOARD**

**5294**

**Number of New Claims**

**41**

**(3/8/06 – 4/12/06)**

**Violations:**

**Action Against Registration 19**

**Non-Registered Subcontractors**

**3**

**Cancelled Insurance**

**767**

**Notice of Hearing 1**

**Non-Registered Contractors**

**538**

**TOTAL RECORDS**

**1328**

**Number of New Violations**

**12**

**(3/8/06 – 4/12/06)**

**Lapsed Registrations/Never Re-Newed:**

**March 2005 4**

**April 2005 3**

**May 2005 9**

**June 2005 10**

**July 2005 11**

**August 2005 8**

**September 2005 137**

**October 2005 157**

**November 2005 105**



<b>December 2005</b>	<b>119</b>
<b>January 2006</b>	<b>150</b>
<b>February 2006</b>	<b>161</b>
<b>March 2006</b>	<b>238</b>

**Tickets: #'s Fines**

**2006**

**January 0 \$.0**

**February 1 \$250**

**Commercial Roofers: (3/8/06 – 4/12/06)**

**Number registered 105**

**Number expired/lapsed 19**

**Number surrendered 10**

**Number invalidated 0**

**Number suspended 0**

**Number revoked 0**

**Pending Approval 0**

**Registration Actions (3/8/06 – 4/12/06)**

**Number of New Registered Contractors 2**

**Number of Renewed Contractors 103**

**Number of Cards Surrendered 0**

**Number of Expired/Lapsed 0**

**Registrations Invalidated 0**

**Registrations Suspended        0**

**Registrations Revoked        0**

**(G) Old Business:**

**(1) Review of Regulation and Standards Sub-Committee: A meeting was held and suggestions for                    guidelines were proposed for discussion. A copy of those proposed guidelines were provided                    to the Board to review. The Board will use these guidelines as a basis of making decisions on                    expungement. These changes will be submitted as changes to be incorporated into the Board's                    rules and regulation. Copy of guidelines provided;**

**(2) Expungement Proposed Guidelines: Attached;**

**(3) Staff Status: Currently we have been without an investigator since 7/10/06. The position                    should be posted very soon. Clerical staff has returned, however may have assignment on a                    special project which will take several weeks to complete on a part-time bases;**

**(4) Legislation: Currently the following bills are dealing with issues concerning the Board:**

**H-7104    The bill passed out of committee with change to fee, an increase of \$2.50, \$125 for                    two years;**

**H-7239    Change dwelling unit – removed;**

**H-7351    Guaranty fund Attorney General continued 3/8/06;**

**H-7101    Home inspectors bill; held for further study 3/28/06;**

**H-7171    Carpentry licensing bill, continued 3/9/06;**

**H-7173    Carpentry bill, no passage 4/506;**

**H-7692    Require all cases to go to the Board, held for study,**

**3/29/06;**

**H-7576 Prohibit contractors with outstanding judgments from registration, passed 4/12/06;**

**H-7239 Multi family definition, withdrawn 2/28/06;**

**H-7929 Resolution to extend study commission, passed 3/22/06;**

**S-2335 Change structure- Sub A, passed 4/6/06;**

**S-2376 Boards bill, held for study 3/14/06;**

**S-2866 Attorney Generals bill, recommend hearing 3/23/06;**

**S-2364 Home Inspections, introduced 2/7/06;**

**S-2036 Staffing, supervision, labor, continued 3/15/06;**

**S-2314 Referred to labor, 2/2/06.**

**(5) Study Commission: Last meeting was postponed and the House passed a bill to extend the Commission for an additional year. Still a lot of work to do to evaluate the registration process and licensing requirements.**

**(H) New Business:**

**(1) Budget: Still no word on the request to increase budget so the unfunded programs can be implemented;**

**(2) NASCLA Mid-Year meeting: Tabled due to lack of quorum;**

**(3) Language: Need to change language in proposed order in two places; 1st exclusive rather than inclusive and including suspension and revocation for action on registrations;**

**(4) Request by Board to develop expungement form;**

**(5) Claim #484 stipulation never heard, put on next months agenda;**

**(6) List of pending expungements:**

- 1. Registration #6115 RI Home Improvement**
- 2. Registration #5218 Vernon Rainville**
- 3. Registration #973 RA Curci**
- 4. Registration #4749 William Randall**
- 5. Registration #20005 Bruce Sweeten**
- 6. Registration #211518 Paul Russo**
- 7. Registration #5090 Ray Potter**
- 8. Registration #21052 Richard Bonvegna**
- 9. Registration #853 Robert Duran**
- 10. Registration #8629 Richard Welch (violation)**
- 11. Registration #191 Mark Shovlin (violation)**

**(I) Public Comment: None**

**(J) Announcements: The next meeting is scheduled for Wednesday May 10, 2006 at 12:30 PM  
Conference Room "C", 2nd Floor, One Capitol Hill.**

**(K) Adjournment: A motion was made by Mr. Ladouceur and seconded by Mr.  
Caldwell to adjourn at 3:10 PM.**

**Members Present: F. Carlone, E. Ladoucuer, S. Gianlorenzo, D. Caldwell, D. Gagnon  
T. Furey, B. Calcagni and A. Salisbury**

**Members Absent: M. Turkel, J. Pesce, R. Cardoza and P. Brunetti**

**Others Present: George Whalen (Executive Director), Kathryn Ryan,  
(Legal Counsel)  
stenographer and parties for Appeals.**

**Respectfully Submitted,**

**George W. Whalen, Executive Director  
Contractors' Registration Board**

**GWW/man**